

**TOWN OF SHREWSBURY  
SPECIAL TOWN MEETING  
SEPTEMBER 15, 2003**

The meeting was called to order at 7:10 P.M. in the Shrewsbury High School auditorium when the moderator announced a quorum of town meeting members in attendance. The checklist showed 190 town meeting members present throughout the evening, including members at large.

The moderator led the assembly in the pledge of allegiance to the flag.

Members of the Shrewsbury High School football team provided microphone assistance during the meeting.

An asterisk indicates articles recommended by the Finance Committee.

**\*Article 1                    52 Holden Street  
                                      Sale of Property**

**VOTED** a motion to end discussion and vote a motion to amend.

**DEFEATED** a motion to amend by inserting at the end of line one the following, "the premises to be offered at lottery as affordable housing."

**VOTED** to end debate and vote the printed motion.

**DEFEATED BY STANDING VOTE YES, 107; NO, 65** a motion to authorize the Board of Selectmen to sell under such terms and conditions deemed appropriate a parcel of land with single family residence situated thereon as shown on the plan entitled "Plan Showing Subdivision of Land Owned by the Town of Shrewsbury" prepared by the Town of Shrewsbury Engineering Department dated August 2003. Said parcel being more particularly bounded and described as follows:

BEGINNING    at a point on the easterly sideline of the Worcester County Layout of Holden Street;

THENCE        N 85°24'02" E, 185.68 feet, by land now or formerly of Town of Shrewsbury to a point;

THENCE        S 04°09'26" E, 123.24 feet, by land now or formerly of said Town of Shrewsbury to a point;

THENCE        S 84°51'55" W, 180.20 feet, by land now or formerly of Charles J. and Janet M. Allen to a point on easterly sideline of the Worcester County Layout of Holden Street;

THENCE        N 06°40'49" W, 125.00 feet, along said Holden Street Layout to the point of beginning.

The above described parcel contains 22,700 square feet more or less, being a portion of the land conveyed to the Town of Shrewsbury dated February 22, 1999 and recorded at the Worcester Registry of Deeds in Book 21065 page 357.

RESERVING to the Town of Shrewsbury a permanent slope easement bounded and described as follows:

BEGINNING at the Northwesterly lot corner of the above described Parcel A;

THENCE        S 68°24'31" E, 42.01 feet, to a point;

THENCE        N 89°10'08" E, 100.83 feet, to a point;

THENCE        S 59°30'45" E, 57.35 feet, to a point;

The preceding three (3) courses being through above described Parcel A.

THENCE N 04°09'26" W, 58.13 feet, by land now or formerly of Town of Shrewsbury to a point;

THENCE S 85°24'02" W, 185.68 feet, by land now or formerly of said Town of Shrewsbury to a point of beginning.

The above described Slope Easement contains 4,516 ± square feet of land, more or less, being for roadway purposes including, but not limited to, construction, fill, maintenance, and repair of slopes and embankments at such an angle as will hold the material of said slopes in repose against ordinary erosion. The Grantee, its successors, and assigns, agrees that it will not, without the consent of the Town of Shrewsbury, alter, erect, or maintain any building or other improvement, including landscaping, upon the above-described easement areas that may unreasonably interfere with or endanger the above-granted rights and easement or the operation and maintenance thereof, and that the Town may cause to have removed any such building or improvement, including landscaping, that may be wholly or partly within the above-described easement area at the expense of the then owner of the land upon which the above-described easement lies

The above described Parcels A and Slope easement are on a Plan of Land entitled: "OWNER: TOWN OF SHREWSBURY, PLAN SHOWING SUBDIVISION OF LAND OWNED BY THE TOWN OF SHREWSBURY," dated August 2003. The said plan is recorded in Worcester District Registry of Deeds, in Plan Book \_\_\_\_\_, Plan \_\_\_\_\_.

**\*Article 2                      Fire Headquarters  
   Site Evaluation**

**VOTED** to end debate and vote the printed motion.

**VOTED** a motion to raise and appropriate the sum of \$50,000.00 to fund costs associated with preliminary geotechnical and site evaluation and selection services for a new fire headquarters.

**\*Article 3                      Fire Department  
   Breathing Apparatus Equipment**

**VOTED UNANIMOUSLY** a motion to raise and appropriate the sum of \$60,000.00 to fund upgrades for Fire Department self contained breathing apparatus (SCBA) equipment.

**\*Article 4                      Stabilization Fund**

**VOTED** a motion to raise and appropriate \$150,000.00 to the Stabilization Fund.

**\*Article 5                      Contributory Pension System**

**VOTED** a motion to raise and appropriate \$500,000.00 to provide additional funding to the contributory pension system.

**\*Article 6                      Lake Street Park  
   Driveway and Fencing Improvements**

**VOTED** a motion to raise and appropriate \$25,000.00 to be added to the funds previously appropriated under Article 27 of the May 17, 2000, Annual Town Meeting to make driveway and fencing improvements to the park now under development located on Lake Street.

**\*Article 7                      Water System Improvements**

**VOTED** a motion to transfer \$275,000 from the Water System Improvements Account for the purpose of funding all costs and expenses associated with repair and improvement of the municipal water system and related appurtenances that service portions of Lakewood Drive, Edgewater Avenue, Ridgeland Road, Oak Street, Holden Street and Shirley Road.

**\*Article 8                      Home Farm Well 6-1  
Improvements**

**VOTED** a motion to transfer \$25,000.00 from the Water System Improvements Account to be added to funds previously appropriated under Article 8 of the September 9, 2002, Special Town Meeting for the purpose of funding all costs and expenses associated with repair, refurbishment and improvement of the Home Farm Well 6-1 and related appurtenances.

**\*Article 9                      Sewer System  
Engineering and Planning Studies**

**VOTED** a motion to transfer \$50,000.00 from the Sewer Surplus Account to fund engineering and planning studies associated with the municipal sewer system and related appurtenances and operations.

**\*Article 10                    Council on Aging  
Revolving Fund**

**VOTED** an advisory motion that a revolving fund be established under the provisions of Chapter 44, Section 53E ½ of the General Laws for the operation and maintenance of the bus operated by the Council on Aging. All receipts received by the Town associated with the operation of this bus during the prior and current fiscal years shall be credited to the fund. Expenditures shall be made by the Council on Aging upon approval by the Town Manager. Expenditures for Fiscal 2004 shall not exceed \$50,000.00.

**\*Article 11                    Fairfax Street and South Quinsigamond Avenue  
Easement**

**VOTED UNANIMOUSLY** a motion to authorize the Board of Selectmen, in consideration of one (\$1.00) dollar, under such terms and conditions deemed appropriate, to convey to Barbara A. (Noyst) VanNess a portion of the easement for all purposes of a town way taken by eminent domain by taking dated June 8, 1992 and recorded at the Worcester Registry of Deeds in Book 14347 page 127. The legal description is as follows:

Beginning at stone bound on the Northeasterly sideline of the 1886 layout of South Quinsigamond Avenue:

- THENCE                      N02° 15’ 55”E, 58.91 feet, along the easterly sideline of the 1992 layout of Fairfax Street to a point.
- THENCE                      S87°44’05”E, 2.00 feet, to a point;
- THENCE                      S02°15’55”W, 60.00 feet, to a point on Northeasterly sideline of the 1886 layout of South Quinsigamond Avenue;
- THENCE                      N59°05’21”w, 2.28 feet, along the said Northeasterly sideline of the 1886 layout of South Quinsigamond Avenue to the point of beginning.

The above described parcel contains 118 square feet more or less and is shown as Parcel A on a Plan of Land entitled: “OWNER: BARBARA NOYST VAN NESS, PLAN SHOWING EASEMENT ON FAIRFAX STREET AND CONVEYANCE OF INTEREST TO BARBARA NOYST VAN NESS,” dated August 2003. The said plan is recorded in Worcester District Registry of Deeds, in Plan Book \_\_\_\_\_, Plan \_\_\_\_\_.

Being a portion of the easement taken by eminent domain by taking dated June 8, 1992 and recorded at the Worcester Registry of Deeds in Book 14347 page 127.

**\*Article 12                    Reservoir Street  
Land for Highway Purposes**

**VOTED** a motion that the Board of Selectmen be authorized to acquire under such terms and conditions deemed appropriate for highway purposes land along the southerly side of

Reservoir Street together with a permanent easement in the land situated in Shrewsbury formerly owned by Philip J. Wheeler and Elizabeth S. Wheeler and being shown on a plan entitled, "Owner – Town of Shrewsbury, Plan showing slope easement and land to be deeded to the Town of Shrewsbury for highway purposes through land of Philip J. and Elizabeth Wheeler on the southerly side of Reservoir Street, scale as noted, December 2002, Town of Shrewsbury Engineering Department." Said plan is filed in the Worcester District Registry of Deeds in Book 789, Plan 85, and is bounded and described as follows:

BEGINNING at a point on the southerly sideline of the 1814 town layout of Reservoir Street, said point lies N 45° 59' 50" E 75.71 feet more or less from the intersection of the southerly sideline of Reservoir Street and the easterly sideline of Prospect Street;

THENCE S 04° 16' 45" E, 11.05 feet by land now or formerly of Abu Construction Inc. to a granite bound;

THENCE N 45° 59' 50" E, 205.68 feet through land of grantor to a granite bound;

THENCE N 44° 00' 10" E, 8.50 feet to a point on southerly sideline of the 1814 town layout of Reservoir Street;

THENCE S 45° 59' 50" W, 198.61 feet along the southerly sideline of said Reservoir Street to the point of beginning.

The above described parcel contains about 1,718 square feet more or less.

Also a slope easement adjacent to above parcel bounded and described as follows:

BEGINNING at a granite bound at the southerly most corner of the above described parcel;

THENCE N 45° 59' E, 96.81 feet to a point;

THENCE S 35° 26' 59" W, 29.93 feet to a point;

THENCE S 45° 26' 27" W, 36.60 feet to a point;

THENCE S 32° 56' 52" W, 45.31 feet to a point;

The preceding three courses are through land owned by the Grantor.

THENCE N 04° 16' 45" W, 20.89 feet by land now or formerly of Abu Construction Inc. to the granite bound at the point of beginning;

The above described parcel contains about 664 square feet, more or less and is shown as Proposed Slope Easement on aforementioned plan.

**\*Article 13                      Tanager Drive  
   Drainage Easement**

**VOTED UNANIMOUSLY** a motion to authorize the Board of Selectmen to modify a Drainage Easement which was recorded at the Worcester District Registry of Deeds in Book 4657, Page 7 shown in Plan Book 299, Plan 5 on land also owned by John C Berg and Judith M. Berg on the northwesterly side of Tanager Drive, Shrewsbury, Worcester County, Massachusetts, bounded and described as follows:

The easement area is located in Shrewsbury, Worcester County, Massachusetts, being shown as Proposed Drainage Easement on an Easement Plan for John C. & Judith Berg drawn by Jarvis Land Survey, Inc., Dated April 11, 2003 which plan is to be recorded in the Worcester District Registry of Deeds.

BEGINNING at the northeasterly corner of the easement area on the northerly side of Tanager Drive;

THENCE along the northerly sideline of Tanager Drive S. 44 degrees 36' 50" W. a distance of 20.00 to a point;

THENCE N. 45 degrees 23' 10" W, a distance of 125.00' to a point;

THENCE N. 44 degrees 36' 50" E, a distance of 20.00' to a point;  
THENCE S. 45 degrees 23' 10" E, a distance of 21.10' to a point;  
THENCE S. 44 degrees 36' 50" W, a distance of 6.00' to a point;  
THENCE S. 45 degrees 23' 10" E, a distance of 17.34' to a point;  
THENCE N. 44 degrees 36' 50" E, a distance of 6.00' to a point;  
THENCE S. 45 degrees 23' 10" E, a distance of 18.07' to a point;  
THENCE S. 44 degrees 36' 50" W, a distance of 7.58' to a point;  
THENCE S. 45 degrees 55' 03" E, a distance of 39.00' to a point;  
THENCE N. 44 degrees 36' 50" E, a distance of 7.22' to a point;  
THENCE S. 45 degrees 23' 10" E, a distance of 29.49' to the point of beginning.

Containing 2,107 square feet, more or less.

Any conflict with the Drain Easement recorded at said Registry in Book 4657, Page 7 and shown in Plan Book 299, Plan 5 and the Proposed Drainage Easement, the Proposed Drainage Easement shall prevail.

**VOTED** to adjourn at 8:50 P.M.

ATTEST:

Ann M. Dagle  
Town Clerk